

5-10-05

IFCQ.



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Sheldon R. Pinnell

U.S. Application No.: 10/691,840 Group Art Unit: 1654

Filed: 10/23/2003 Examiner: Patricia A. Leath

Attorney Ref.: SKIC02

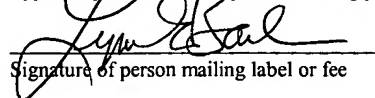
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Date of Deposit May 9, 2005

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Lynn E. Barber

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RESPONSE TO OFFICE COMMUNICATION- ELECTION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

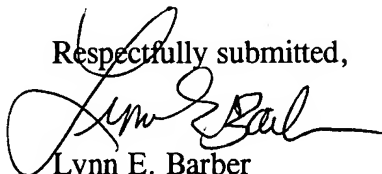
This paper is filed in response to the Office Communication dated April 18, 2005 in which the Examiner stated that the reply filed on 1/13/05 was not responsive. The undersigned attorney of record spoke on May 9, 2005 to the examiner's supervisor (having tried to reach the examiner without success prior to that), and was told that the following would be considered a responsive reply.

Applicant hereby reiterates the election of the second component (species), with the extract of *Centella asiatica* being the chosen specific sub-species (e.g., claims 2 and 5). Further, Applicant chooses Ectoin (e.g., claims 2 and 5) as a species of the first component and a lipid complex, in particular, phytosterols and triglycerides (e.g., claims 5 and 9) as the species of the third component.

Applicant respectfully submits that the above response fully corrects the omission identified by the Examiner in the Office Communication of April 18, 2005.

Applicant reserves the right to file divisional applications on all non-elected claims and subject matter. If further information is required, please contact the undersigned attorney of record.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Lynn E. Barber", written over the typed name.

Lynn E. Barber
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